

Preliminary Amendment and Response to Restriction Requirement

Applicant: Spero Payton

Serial No.: 10/753,886

Filed: January 7, 2004

Docket No.: P298.101.101

Title: MANUAL SNOWPLOW WITH A WOODEN BLADE

REMARKS

This is responsive to the Office Action mailed May 26, 2005, in which a Restriction Requirement was set forth relative to the Examiner-identified inventions of Group I (claims 1-16 and 19-20) and Group II (claims 17-18). In response, Applicant hereby elects Group II with traverse for at least the reasons provided below.

In the Restriction Requirement, the Examiner asserts that the plowing device of Group I can be used to push gravel. It is respectfully submitted that this does not represent a "materially different" process, such that the Restriction Requirement should be withdrawn.

In light of the above, it is respectfully requested that all claims be examined. It is further noted that elected Group II consists of claims 2-18.

Any inquiry regarding this Amendment and Response should be directed to Timothy A. Czaja at Telephone No. (612) 573-2004, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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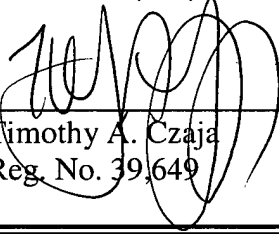
Respectfully submitted,

Spero Payton,

By his attorneys,

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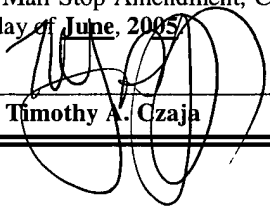
Date: JUNE 27, 2005
TAC:jmc



Timothy A. Czaja
Reg. No. 39,649

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope address to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 27th day of June, 2005.

By 
Name: **Timothy A. Czaja**